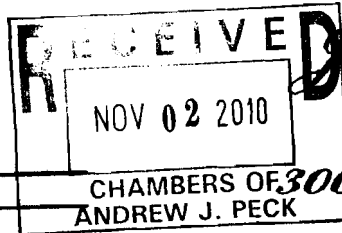


USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC#
DATE FILED: 11/4/10



Joy Hochstadt, P.C.
Attorney at Law
300 Central Park West
Suite 2E
New York, NY 10024

November 2, 2010

By Fax: 212-805-7933

The Honorable Andrew J. Peck, USMJ
United States District Court
Daniel Patrick Moynihan Federal Courthouse
500 Pearl Street
New York, New York 10007

Re: Adams et al v. NY State et al 08-CV-5996 (VM) (AJP)
Request of extension of papers due on sanctions

Dear Judge Peck:

I began my letter to Your Honor the moment that the e-mail "bounce" arrived denying me any extension while granting Mr. Penkovsky a very brief one. I worked very diligently and faxed the letter when I completed it. Perhaps my problems are exacerbated because I am a slow typist. The only break I took during that time is when my dog cried in pain to be taken out to relieve himself.

My ethics counsel Rick Supple says I should not be sanctioned for a complaint that I had no part in writing. I was totally involved at the time preparing my first petition for a writ of certiorari to the U.S. Supreme Court. Mr. Supple and I did not discuss it further as yet about how to approach the precedents and defense on that point of law. I shall call him after I fax this letter so that it does not arrive at 8 PM.

To be candid I was shocked when I later reviewed what Penkovsky had affixed my name to, with implied, but not explicit authorization. I attach the type of complaints I would have prepared; the first is the one I prepared for myself and was settled without any dispositive motions and I also attach one that I prepared only last week for a client. I implore you to reconsider Your Honor's decision to default me

MEMO ENDORSED

Respectfully submitted,

Reconsideration DENIED. 11/4/10
THIS WAS AN A REPLY BRIEF RE AMOUNT OF
PECS SOUGHT BY DS. YOU HAD ANY
ALSO A "ME TOO" OPENING STATE.
AND THIS LETTER IN FACT IS AN ADMISSION OF GUILT.

BY ECF

cc: The Honorable Victor Marrero, USDJ
Nicholas Penkovsky, Esq.
Blanche Greenfield, Esq.
Antoinette Blanchette, Esq.

SO ORDERED:

[Signature]
Hon. Andrew Jay Peck
United States Magistrate Judge

ECF TRANSCRIPTION SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933
Telephone No.: (212) 805-0036

Dated: November 4, 2010

Total Number of Pages: 2

TRANSCRIPTION OF MEMO ENDORSED ORDER

Reconsideration DENIED. Moreover, this was for a Reply Brief re amount of fees sought by defendants. You already filed a "me too" opening brief. And this letter in fact is an admission of guilt.

**Copies by ECF to: All Counsel
Judge Victor Marrero**